

JUDICIARY

DATE 1-9-07

[illegible]

**MONTANA STATE SENATE
2007 LEGISLATURE**

VISITOR REGISTER

JUDICIARY

DATE January 9, 2007

BILLS BEING HEARD TODAY SB 67, 5, 15, 73

PLEASE PRINT

NAME	PHONE	REPRESENTING	BILL #	SUPPORT	OPPOSE
Merv Gunderson	406-388-6524	American Legion	SB 15	X	
Ronna Alexander	449-4133	MT Petroleum Marketers	SB 67		X
Dennis Lapach	459-0211	"	SB 67		X
Michael O'Brien	444-3118	Secretary of State	SB 73	X	
Bill Furdie	227-5532	Disabled Amer Vet	SB 15	X	
Dave Gali	406-442-7582	M.P.A.	SB 67		X
GARY White	324-3989	American Legion	SB 15	X	X
Charles Stohl	442-7262	Am Legion	SB 15	X	
Jim Foster	304-3741	MT Vet Affairs	SB 15		
JOE Pullici	782-5772		SB 15		
Reggie Harnack	2-0230	Am Old Assn	SB 67	seek amdt	
DAVID HOFFMAN	431-6783	PPL	SB 67	"	"
Greg Van Horssen	2-0230	State Farm Ins. Co	SB 67	seek amdt	
Larry Long Fellow	324-3992	VFW	SB-15	X	
Roy Moran	406-762-4255	MPMCSA	SB 67		X
Jim Caswell	406-782-2125	MSRPA	SB 5		X
NATHAN ZUSSBLATT	406-284-3060	AM LEF Post 87	SB 5	X	
Don Brozman	406-388-9580	AM LEF Zone Commander	SB 15	X	
Suzanne Antman	406-388-4580	AM LEF Auxiliary Unit 87	SB 15	X	
Virgil Forster	406-285-8000	VFW	SB 15	X	
DAN ANTONIETTI	443-2592	VFW	SB 15	X	

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY

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MONTANA STATE SENATE
2007 LEGISLATURE

WITNESS STATEMENT

NAME Mervin G. Gunderson

ADDRESS 407 Helen Dr. - Belgrade, MT 59714

HOME PHONE (406)388-6524 WORK PHONE _____

REPRESENTING The American Legion, Department of Montana

APPEARING ON WHICH PROPOSAL SB 15

DO YOU: SUPPORT X OPPOSE _____ AMEND _____

COMMENTS:

See Prepared Statement

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY

WITNESS STATEMENT

DO YOU: SUPPORT X OPPOSE _____ AMEND _____

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY

MONTANA STATE SENATE
2007 LEGISLATURE

WITNESS STATEMENT

NAME ROGER HAGAN
ADDRESS 1224 Stuart St, HELENA, MT 59601-2139
HOME PHONE 406-459-0773 WORK PHONE SAME
REPRESENTING MT NATIONAL GUARD ASSOCIATIONS OF MT
APPEARING ON WHICH PROPOSAL SB 15
DO YOU: SUPPORT X OPPOSE _____ AMEND _____

COMMENTS:

OUR ASSOCIATIONS STRONGLY SUPPORT THIS BILL.
OUR ENLISTED ASSOCIATION PASSED A RESOLUTION
LAST APRIL IN SUPPORT OF THIS LEGISLATION (ATTACHED)

PLEASE LEAVE PREPARED STATEMENT WITH COMMITTEE SECRETARY

Amendments to Senate Bill No. 67
1st Reading Copy

Requested by Senator Larry Jent

For the Senate Judiciary Committee

Prepared by Valencia Lane
January 19, 2007 (4:13pm)

1. Page 1, line 14.
Strike: "8"
Insert: "7"
2. Page 1, line 17 through line 18.
Following: "public" on line 17
Strike: remainder of line 17 through "supplies," on line 18
3. Page 1, line 19.
Following: "within"
Strike: "or outside"
4. Page 1, line 20 through line 23.
Following: "means" on line 20
Strike: remainder of line 20 through "state" on line 23
Insert: "the state of Montana"
5. Page 1, line 24.
Following: line 23
Insert: "(3) "Essential good or service" means food, water, fuel, shelter, transportation, or medical supplies."
Renumber: subsequent subsections
6. Page 1, line 24.
Following: "means"
Insert: "the intentional"
7. Page 1, line 25.
Following: "essential"
Strike: "product"
Insert: "good"
8. Page 1, line 30.
Strike: "8"
Insert: "7"
Following: " ; "
Insert: "or"
9. Page 2, line 1 through line 2.
Strike: "(b) " on line 1 through " ; or " on line 2

Renumber: subsequent subsection

10. Page 2, line 3.

Strike: "8"

Insert: "7"

11. Page 2, line 6.

Strike: "8"

Insert: "7"

12. Page 2, line 10.

Following: "general"

Strike: "or a county attorney"

Following: "finding"

Insert: "based on clear and convincing evidence"

13. Page 2, line 14.

Page 2, line 16.

Page 2, line 18.

Page 2, line 20.

Strike: "8"

Insert: "7"

14. Page 2, line 27 through line 30.

Strike: section 3 in its entirety

Renumber: subsequent sections

15. Page 3, line 2.

Following: "pricing"

Strike: "prohibited"

Insert: "presumed illegal"

16. Page 3, line 3.

Following: "disruption,"

Insert: "the sale by"

17. Page 3, line 3 through line 4.

Following: "person" on line 3

Strike: remainder of line 3 through "price" on line 4

Insert: "at prices in excess of those specified in subsection (2)
within the affected area of"

18. Page 3, line 4.

Following: "wholesale,"

Strike: "within the affected area"

Insert: "is presumed to be illegal subject to the defenses set
forth in [section 5]"

19. Page 3, line 5.

Following: "if it"

Strike: "is 10%"

Insert: "exceeds by 20%"

Following: "more"

Strike: "above"

20. Page 3, line 5 through line 7.

Following: "by" on line 5

Strike: remainder of line 5 through "disruption" on line 7

Insert: "other persons within a 50-mile radius of the location of the alleged offense for the same essential good or service during the 7 days prior to the alleged offense"

21. Page 3, line 15.

Following: "service."

Insert: "However, [sections 1 through 7] do not prevent a business from closing during the period of emergency or abnormal market disruption if legitimate business reasons warrant that action."

22. Page 3, line 18.

Strike: the first "8"

Insert: "7"

23. Page 3, line 18 through line 23.

Following: "may" on line 18

Strike: remainder of line 18 through "(2) The" on line 23

Insert: "assert as a defense the fact that the"

24. Page 3, line 23.

Following: "price of"

Strike: "a"

Insert: "an essential"

25. Page 3, line 27.

Strike: "8"

Insert: "7"

26. Page 3, line 28.

Following: "general"

Strike: "or a county attorney of the county in which the violation occurs"

27. Page 3, line 29.

Following: "general"

Strike: "or a county attorney"

28. Page 3, line 30.

Strike: "8"

Insert: "7"

29. Page 3, line 30 through page 4, line 1.

Following: "general" on line 30

Strike: remainder of line 30 through "for" on page 4, line 1

Insert: "may request and obtain"

30. Page 4, line 1.

Following: "records"

Insert: "directly related to an alleged violation"

31. Page 4, line 4 through line 6.

Strike: "8]" on line 4 through "30-14-103" on line 6

Insert: "7] is subject to a civil penalty of up to \$1,000 for each incident, with a maximum penalty of \$25,000 for the duration of the emergency or abnormal market disruption"

32. Page 4, line 8 through line 10.

Following: "30-14-143." on line 8

Strike: remainder of line 8 through "agency." on line 10

33. Page 4, line 11.

Strike: "8"

Insert: "7"

34. Page 4, line 13 through line 14.

Following: "practicable" on line 13

Insert: ", "

Strike: remainder of line 13 through "(i)" on line 14

35. Page 4, line 14.

Following: "profits"

Strike: "for cases prosecuted by the attorney general"

36. Page 4, line 15 through line 18.

Following: "30-14-143" on line 15

Strike: remainder of line 15 through "agency" on line 18

37. Page 4, line 20.

Page 4, line 22.

Strike: "8"

Insert: "7"

- END -